

TITLE: MEK (METHYL ETHYL KETONE) SPILL

CITY: Hicksville

STATE: NY

CURRENT TO: July 12, 1983 CATEGORY: Spill Response SIGNIFICANCE: Timely

ISSUE: This spill, which occurred in February 1982, introduced 22,400 lbs. of Methyl Ethyl Ketone (MEK) into the soil above a designated sole source aquifer. The responsible parties are in default of Unilateral Administrative Orders (UAO) issued under CERCLA Section 106(a). Fund authorization for a planned removal has been granted in the amount of \$576,450.00.

FOLLOW-UP DATE: Action is ongoing; update is scheduled as developments warrant.

IMPACT: This project is a follow up to the first UAO's issued under the CERCL Act and violated and its success or failure may have a nationwide bearing on future similar cleanup actions.

EPA POSITION: Default by the 7 responsible parties places the Agency in the position of necessarily following up the UAO's with a CERCLA funded cleanup and with legal action to recover.

ANALYSIS: The legal action is to be initiated following obligation of funds, has begun with preparation of a draft litigation referral package.

ACTION TO DATE: A responsible party, under EPA guidance, has completed, but not paid for, a site assessment action. EPA is now initiating an action to design the required system and to drill the final extraction wells under ERT/IT sub-contract.

CURRENT SITUATION: A State/EPA contract for planned removal action has been drafted, signed by EPA and is pending NYSDEC signature.

A design contract has been issued to Layneco through ERT/IT. Work on this effort started 7/11/83.

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